

|  |   |                              |
|--|---|------------------------------|
| <b>FORM PTO-1449 (Modified)</b><br><br><b>LIST OF PATENTS AND PUBLICATIONS<br/>FOR APPLICANT'S INFORMATION<br/>DISCLOSURE STATEMENT</b><br><br>(Use several sheets if necessary) | <b>ATTY. DOCKET NO.</b><br>2003-IP-010081U1P1 | <b>SERIAL NO.</b><br>unknown |
|  | <b>APPLICANT</b><br>Lance E. Brothers et al.  |                              |
|  | <b>FILING DATE</b><br>concurrently herewith   | <b>GROUP</b><br>Unknown      |

## U.S. PATENT DOCUMENTS

| EXAMINER<br>INITIAL |    | Document No. | Date     | Name               | Class | Subclass | Filing<br>Date if<br>Appropriate |
|---------------------|----|--------------|----------|--------------------|-------|----------|----------------------------------|
| JB                  | AA | 4,111,710    | 09/05/78 | Pairaudeau et al.  | 106   | 90       |                                  |
|                     | AB | 4,304,298    | 12/08/81 | Sutton             | 166   | 293      |                                  |
|                     | AC | 4,340,427    | 07/20/82 | Sutton             | 106   | 87       |                                  |
|                     | AD | 4,367,093    | 01/04/83 | Burkhalter et al.  | 106   | 87       |                                  |
|                     | AE | 4,450,010    | 05/22/84 | Burkhalter et al.  | 106   | 87       |                                  |
|                     | AF | 4,460,052    | 07/17/84 | Gockel             | 175   | 72       |                                  |
|                     | AG | 4,498,995    | 02/12/85 | Gockel             | 252   | 8.5 LC   |                                  |
|                     | AH | 4,537,918    | 08/27/85 | Parcevaux et al.   | 523   | 130      |                                  |
|                     | AI | 4,565,578    | 01/21/86 | Sutton et al.      | 106   | 87       |                                  |
|                     | AJ | 4,635,724    | 01/13/87 | Bruckdorfer et al. | 166   | 268      |                                  |
|                     | AK | 4,721,160    | 01/26/88 | Parcevaux et al.   | 166   | 293      |                                  |

## FOREIGN PATENT DOCUMENTS

|    |    | Document No. | Date     | Country | Class | Subclass | Translation |    |
|----|----|--------------|----------|---------|-------|----------|-------------|----|
|    |    |              |          |         |       |          | Yes         | No |
| JB | AL | WO 01/25163  | 04/12/01 | PCT     | CO4B  | 28/02    | X           |    |
|    | A1 |              |          |         |       |          |             |    |
| JB | AM | WO 00/20350  | 04/13/00 | PCT     | CO4B  | 28/02    | X           |    |
|    | AN |              |          |         |       |          |             |    |
|    | AO |              |          |         |       |          |             |    |
|    | AP |              |          |         |       |          |             |    |

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

|    |    |   |
|----|----|---|
| JB | AR | Product Data Sheet entitled "Secar 60" dated January 2001.  |
|    | AS | Publication entitled "Rubber-Tire Particles As Concrete Aggregate" by Neil Eldin et al. published in the Journal of Materials in Civil, Engineering, Vol. 5, No. 4, pp. 479-496, dated November 1993. |
|    | AT | Publication entitled "The Properties of Rubberized Concretes" by I. Topcu published in the Cement and Concrete Research Journal, Vol. 25, No. 2, pp. 304-310 (1995).                                  |

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10/28/05

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|  |   |                              |
|--|---|------------------------------|
| <b>FORM PTO-1449 (Modified)</b><br><br><b>LIST OF PATENTS AND PUBLICATIONS<br/>FOR APPLICANT'S INFORMATION<br/>DISCLOSURE STATEMENT</b><br><br>(Use several sheets if necessary) | <b>ATTY. DOCKET NO.</b><br>2003-IP-010081U1P1 | <b>SERIAL NO.</b><br>unknown |
|  | <b>APPLICANT</b><br>Lance E. Brothers et al.  |                              |
|  | <b>FILING DATE</b><br>concurrently herewith   | <b>GROUP</b><br>Unknown      |

## U.S. PATENT DOCUMENTS

| EXAMINER<br>INITIAL |    | Document No. | Date     | Name             | Class | Subclass | Filing<br>Date if<br>Appropriate |
|---------------------|----|--------------|----------|------------------|-------|----------|----------------------------------|
| ZB                  | AA | 4,767,460    | 08/30/88 | Parcevaux et al. | 106   | 90       |                                  |
|                     | AB | 4,784,223    | 11/15/88 | Worrall et al.   | 166   | 287      |                                  |
|                     | AC | 4,927,462    | 05/22/90 | Sugama           | 106   | 99       |                                  |
|                     | AD | 5,159,980    | 11/03/92 | Onan et al.      | 166   | 294      |                                  |
|                     | AE | 5,307,876    | 05/03/94 | Cowan et al.     | 166   | 293      |                                  |
|                     | AF | 5,779,787    | 07/14/98 | Brothers et al.  | 106   | 802      |                                  |
|                     | AG | 5,791,380    | 08/11/98 | Onan et al.      | 138   | 149      |                                  |
|                     | AH | 5,820,670    | 10/13/98 | Chatterji et al. | 106   | 727      |                                  |
|                     | AI | 5,900,053    | 05/04/99 | Brothers et al.  | 106   | 678      |                                  |
|                     | AJ | 6,063,738    | 05/16/00 | Chatterji et al. | 507   | 269      |                                  |
|                     | AK | 6,143,069    | 11/07/00 | Brothers et al.  | 106   | 678      |                                  |

## FOREIGN PATENT DOCUMENTS

|  |    | Document No. | Date | Country | Class | Subclass | Translation |    |
|--|----|--------------|------|---------|-------|----------|-------------|----|
|  |    |              |      |         |       |          | Yes         | No |
|  | AL |              |      |         |       |          |             |    |
|  | AM |              |      |         |       |          |             |    |
|  | AN |              |      |         |       |          |             |    |
|  | AO |              |      |         |       |          |             |    |
|  | AP |              |      |         |       |          |             |    |

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

|    |    |   |
|----|----|---|
| ZB | AR | Publication entitled "Hot Alkali Carbonation of Sodium Metaphosphate Fly Ash/Calcium Aluminate Blend Hydrothermal Cements" by T. Sugama Published in the Cement and Concrete Research Journal, Vol. 26, No. 11. pp. 1661-1672 (1996).   |
|    | AS | Publication entitled "Mullite Microsphere-Filled Light-weight Calcium Phosphate Cement Slurries For Geothermal Wells: Setting and Properties" by T. Sugama et al. published in the Cement and Concrete Research Journal, Vol. 25, No. 6. pp. 1305-1310 (1995).                            |
|    | AT | Publication entitled "Carbonation of Hydrothermally Treated Phosphate-Bonded Calcium Aluminate Cement" by T. Sugama, et al. published under the auspices of the U.S. Department of Energy, Washington, D.C. under contract No. DEA-AC02-76CH00016; undated, but admitted to be prior art. |

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|  | <b>APPLICANT</b><br>Lance E. Brothers et al.  |                              |
|  | <b>FILING DATE</b><br>concurrently herewith   | <b>GROUP</b><br>Unknown      |

## U.S. PATENT DOCUMENTS

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|---------------------|----|--------------|----------|------------------|-------|----------|----------------------------------|
| JB                  | AA | 6,220,354 B1 | 04/24/01 | Chatterji et al. | 166   | 293      |                                  |
|                     | AB | 6,230,804 B1 | 05/15/01 | Mueller et al.   | 166   | 293      |                                  |
|                     | AC | 6,279,652 B1 | 08/28/01 | Chatterji et al. | 166   | 194      |                                  |
|                     | AD | 6,308,777 B2 | 10/30/01 | Chatterji et al. | 166   | 293      |                                  |
|                     | AE | 6,332,921 B1 | 12/25/01 | Brothers et al.  | 106   | 692      |                                  |
|                     | AF | 6,457,524 B1 | 10/01/02 | Roddy            | 166   | 293      |                                  |
|                     | AG | 6,458,198 B1 | 10/01/02 | Baret et al.     | 106   | 644      |                                  |
|                     | AH | 6,488,763 B2 | 12/03/02 | Brothers et al.  | 106   | 692      |                                  |
|                     | AI | 6,500,252 B1 | 12/31/02 | Chatterji et al. | 106   | 644      |                                  |
|                     | AJ | 6,508,306 B1 | 01/21/03 | Reddy et al.     | 166   | 295      |                                  |
|                     | AK | 6,516,883 B1 | 02/11/03 | Chatterji et al. | 166   | 293      |                                  |
|                     | AL |              |          |                  |       |          |                                  |

## FOREIGN PATENT DOCUMENTS

|  |    | Document No. | Date | Country | Class | Subclass | Translation |    |
|--|----|--------------|------|---------|-------|----------|-------------|----|
|  |    |              |      |         |       |          | Yes         | No |
|  | AM |              |      |         |       |          |             |    |
|  | AN |              |      |         |       |          |             |    |
|  | AO |              |      |         |       |          |             |    |
|  | AP |              |      |         |       |          |             |    |
|  | AQ |              |      |         |       |          |             |    |

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

|    |    |   |
|----|----|---|
| JB | AR | Publication entitled "Lightweight CO2-Resistant Cements For Geothermal Well Completions" by Lawrence E. Kukacka et al., publisher unknown and undated, but admitted to be prior art.  |
|    | AS | Publication entitled "Microsphere-Filled Lightweight Calcium Phosphate Cement" by Toshifumi Sugama et al. under the auspices of the U.S. Department of Energy, Washington, D.C. under contract No. DE-AC02-76 CH00016; undated but admitted to be prior art.                      |
|    | AT | Publication entitled "Interfaces and Mechanical Behaviors of Fiber-Reinforced Calcium Phosphate Cement Compositions" by T. Sugama, et al. prepared for the Geothermal Division U.S. Department of Energy; Department of Applied Science, June 1992, but admitted to be prior art. |

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|  | <b>APPLICANT</b><br>Lance E. Brothers et al.  |                              |
|  | <b>FILING DATE</b><br>concurrently herewith   | <b>GROUP</b><br>Unknown      |

## U.S. PATENT DOCUMENTS

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|---------------------|----|--------------|----------|-------------------|-------|----------|----------------------------------|
| ZB                  | AA | 6,516,884 B1 | 02/11/03 | Chatterji et al.  | 166   | 294      |                                  |
|                     | AB | 2,250,107    | 07/22/41 | Nelles            | 106   | 97       |                                  |
|                     | AC | 3,180,748    | 04/27/65 | Holmgren et al.   | 106   | 104      |                                  |
|                     | AD | 3,782,985    | 01/01/74 | Gebbhardt         | 106   | 97       |                                  |
|                     | AE | 3,901,316    | 08/26/75 | Knapp             | 166   | 250      |                                  |
|                     | AF | 4,256,503    | 03/17/81 | Tsuda et al.      | 106   | 100      |                                  |
|                     | AG | 4,310,486    | 01/12/82 | Cornwell et al.   | 264   | 309      |                                  |
|                     | AH | 4,397,354    | 08/09/83 | Dawson et al.     | 166   | 294      |                                  |
|                     | AI | 4,596,834    | 06/24/86 | Widener et al.    | 521   | 83       |                                  |
|                     | AJ | 4,916,012    | 04/10/90 | Sawanobori et al. | 428   | 367      |                                  |
|                     | AK | 5,032,181    | 07/16/91 | Chung             | 106   | 717      |                                  |
|                     | AL | 5,120,367    | 06/09/92 | Smith et al.      | 106   | 823      |                                  |

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|--|----|--------------|------|---------|-------|----------|-------------|----|
|  |    |              |      |         |       |          | Yes         | No |
|  | AM |              |      |         |       |          |             |    |
|  | AN |              |      |         |       |          |             |    |
|  | AO |              |      |         |       |          |             |    |
|  | AP |              |      |         |       |          |             |    |
|  | AQ |              |      |         |       |          |             |    |

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

|    |    |   |
|----|----|---|
| ZB | AR | Publication entitled "Calcium Phosphate Cements Prepared By Acid-Base Reaction" by Toshifumi Suagama et al. published in the Journal of the American Ceramic Society Vol. 75, No.8, pp. 2076-2087 (1992). |
|    | AS | Publication entitled "TXI Energy Services Introduces Pressur-Seal™ Hi Performance Lost Circulation Material" dated 08/12/1998.  |
|    | AT | Halliburton brochure entitled "Latex 2000 Cement Additive" dated 1998.  |

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|  | <b>APPLICANT</b><br>Lance E. Brothers et al.  |                              |
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|---------------------|----|--------------|----------|------------------|-------|----------|----------------------------------|
| JB                  | AA | 5,147,565    | 09/15/92 | Bour et al.      | 252   | 8.551    |                                  |
|                     | AB | 5,185,389    | 02/09/93 | Victor           | 524   | 2        |                                  |
|                     | AC | 5,250,578    | 10/05/93 | Cornwell         | 521   | 83       |                                  |
|                     | AD | 5,258,222    | 11/02/93 | Crivelli         | 428   | 323      |                                  |
|                     | AE | 5,339,903    | 08/23/94 | Eoff et al.      | 166   | 293      |                                  |
|                     | AF | 5,340,397    | 08/23/94 | Brothers         | 106   | 727      |                                  |
|                     | AG | 5,391,226    | 02/21/95 | Frankowski       | 106   | 696      |                                  |
|                     | AH | 5,453,310    | 09/26/95 | Andersen et al.  | 428   | 34.4     |                                  |
|                     | AI | 5,456,751    | 10/10/95 | Zandi et al.     | 106   | 724      |                                  |
|                     | AJ | 5,588,489    | 12/31/96 | Chatterji et al. | 166   | 293      |                                  |
|                     | AK | 5,624,489    | 04/29/97 | Fu et al.        | 106   | 692      |                                  |
|                     | AL | 5,696,059    | 12/09/97 | Onan et al.      | 507   | 269      |                                  |
|                     | AM | 5,989,336    | 11/23/99 | Carpenter et al. | 106   | 811      |                                  |

## FOREIGN PATENT DOCUMENTS

|  |    | Document No. | Date | Country | Class | Subclass | Translation |    |
|--|----|--------------|------|---------|-------|----------|-------------|----|
|  |    |              |      |         |       |          | Yes         | No |
|  | AN |              |      |         |       |          |             |    |
|  | AO |              |      |         |       |          |             |    |
|  | AP |              |      |         |       |          |             |    |
|  | AQ |              |      |         |       |          |             |    |
|  | AR |              |      |         |       |          |             |    |

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

|    |    |  |   |
|----|----|--|---|
| JB | AS |  | Halliburton brochure entitled "Pozmix® A Cement Additive" dated 1999.                                     |
|    | AT |  | Halliburton brochure entitled "Spherelite Cement Additive" dated 1999.                                    |
|    |    |  | Halliburton brochure entitled "Thermalock™ Cement for Corrosive CO <sub>2</sub> Environments" dated 1999. |
| ↓  | AU |  | Halliburton brochure entitled "HR®-25 Cement Retarder" dated 1999.  |

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|  | <b>APPLICANT</b><br>Lance E. Brothers et al.  |                              |
|  | <b>FILING DATE</b><br>concurrently herewith   | <b>GROUP</b><br>Unknown      |

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|---------------------|----|--------------|----------|---------------|-------|----------|----------------------------------|
| <u>3B</u>           | AA | 6,569,232 B2 | 05/27/03 | Castro et al. | 106   | 644      |                                  |
|                     | AB |              |          |               |       |          |                                  |
|                     | AC |              |          |               |       |          |                                  |
|                     | AD |              |          |               |       |          |                                  |
|                     | AE |              |          |               |       |          |                                  |
|                     | AF |              |          |               |       |          |                                  |
|                     | AG |              |          |               |       |          |                                  |
|                     | AH |              |          |               |       |          |                                  |
|                     | AI |              |          |               |       |          |                                  |
|                     | AJ |              |          |               |       |          |                                  |
|                     | AK |              |          |               |       |          |                                  |

## FOREIGN PATENT DOCUMENTS

|  |    | Document No. | Date | Country | Class | Subclass | Translation |    |
|--|----|--------------|------|---------|-------|----------|-------------|----|
|  |    |              |      |         |       |          | Yes         | No |
|  | AL |              |      |         |       |          |             |    |
|  | AM |              |      |         |       |          |             |    |
|  | AN |              |      |         |       |          |             |    |
|  | AO |              |      |         |       |          |             |    |
|  | AP |              |      |         |       |          |             |    |

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

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| AR |  |  |
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Sheet 1 of 1

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| FORM PTO-1449 (Modified)<br><br>LIST OF PATENTS AND PUBLICATIONS<br>FOR APPLICANT'S INFORMATION<br>DISCLOSURE STATEMENT<br><br>(Use several sheets if necessary) | ATTY. DOCKET NO.<br>2003-IP-010081U1P1 | SERIAL NO.<br>10/774,800 |
|  | APPLICANT<br>Lance E. Brothers et al.  |                          |
|  | FILING DATE<br>February 9, 2004        | GROUP<br>Unknown         |

## U.S. PATENT DOCUMENTS

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|---------------------|----|--------------|----------|----------|-------|----------|----------------------------------|
| <i>ZB</i>           | AA | 6,689,208 B1 | 02/10/04 | Brothers | 106   | 794      |                                  |
|                     | AB |              |          |          |       |          |                                  |
|                     | AC |              |          |          |       |          |                                  |
|                     | AD |              |          |          |       |          |                                  |
|                     | AE |              |          |          |       |          |                                  |
|                     | AF |              |          |          |       |          |                                  |
|                     | AG |              |          |          |       |          |                                  |
|                     | AH |              |          |          |       |          |                                  |
|                     | AI |              |          |          |       |          |                                  |
|                     | AJ |              |          |          |       |          |                                  |
|                     | AK |              |          |          |       |          |                                  |

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|--|----|--------------|------|---------|-------|----------|-------------|----|
|  |    |              |      |         |       |          | Yes         | No |
|  | AL |              |      |         |       |          |             |    |
|  | AM |              |      |         |       |          |             |    |
|  | AN |              |      |         |       |          |             |    |
|  | AO |              |      |         |       |          |             |    |
|  | AP |              |      |         |       |          |             |    |

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

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|  | AR |  |
|  | AS |  |
|  | AT |  |

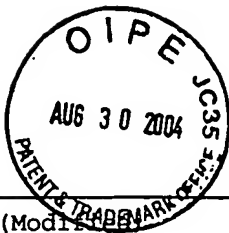
EXAMINER

*Z. Bates*

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*10/28/05*

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Sheet 1 of 1

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|   | APPLICANT<br>Lance E. Brothers et al.  |                          |
|   | FILING DATE<br>February 9, 2004        | GROUP<br>1755            |

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|---------------------|----|--------------|----------|---------|-------|----------|----------------------------------|
| EB                  | AA | 4,217,144    | 08/12/80 | Mathieu | 106   | 104      |                                  |
|                     | AB |              |          |         |       |          |                                  |
|                     | AC |              |          |         |       |          |                                  |
|                     | AD |              |          |         |       |          |                                  |
|                     | AE |              |          |         |       |          |                                  |
|                     | AF |              |          |         |       |          |                                  |
|                     | AG |              |          |         |       |          |                                  |
|                     | AH |              |          |         |       |          |                                  |
|                     | AI |              |          |         |       |          |                                  |
|                     | AJ |              |          |         |       |          |                                  |
|                     | AK |              |          |         |       |          |                                  |

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|-----|----|--------------------|----------|---------|-------|----------|-------------|----|
|     |    |                    |          |         |       |          | Yes         | No |
| EP. | AL | EP 0 704 410<br>A2 | 04/03/96 | Europe  | C04B  | 24/24    | X           |    |
|     | AM |                    |          |         |       |          |             |    |
|     | AN |                    |          |         |       |          |             |    |
|     | AO |                    |          |         |       |          |             |    |
|     | AP |                    |          |         |       |          |             |    |

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

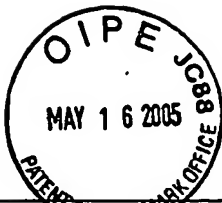
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EXAMINER

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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



Sheet 1 of 1

|  |   |                                 |
|--|---|---------------------------------|
| <b>FORM PTO-1449 (Modified)</b><br><br><b>LIST OF PATENTS AND PUBLICATIONS<br/>FOR APPLICANT'S INFORMATION<br/>DISCLOSURE STATEMENT</b><br><br>(Use several sheets if necessary) | <b>ATTY. DOCKET NO.</b><br>2003-IP-010081U1P1 | <b>SERIAL NO.</b><br>10/774,800 |
|  | <b>APPLICANT</b><br>Lance E. Brothers et al.  |                                 |
|  | <b>FILING DATE</b><br>February 9, 2004        | <b>GROUP</b><br>1755            |

## U.S. PATENT DOCUMENTS

| EXAMINER<br>INITIAL |    | Document No.       | Date     | Name             | Class | Subclass | Filing<br>Date if<br>Appropriate |
|---------------------|----|--------------------|----------|------------------|-------|----------|----------------------------------|
| 2B                  | AA | 5,681,452          | 10/28/97 | Kirkbride        | 208   | 390      |                                  |
|                     | AB | 6,739,806 B1       | 05/25/04 | Szymanski et al. | 405   | 267      |                                  |
|                     | AC | US<br>2003/0066460 | 04/10/03 | Reddy et al.     | 106   | 692      |                                  |
|                     | AD | US<br>2004/0211564 | 10/28/04 | Brothers et al.  | 166   | 293      |                                  |
|                     | AE |                    |          |                  |       |          |                                  |
|                     | AF |                    |          |                  |       |          |                                  |
|                     | AG |                    |          |                  |       |          |                                  |
|                     | AH |                    |          |                  |       |          |                                  |
|                     | AI |                    |          |                  |       |          |                                  |
|                     | AJ |                    |          |                  |       |          |                                  |
|                     | AK |                    |          |                  |       |          |                                  |

## FOREIGN PATENT DOCUMENTS

|  |    | Document No. | Date | Country | Class | Subclass | Translation |    |
|--|----|--------------|------|---------|-------|----------|-------------|----|
|  |    |              |      |         |       |          | Yes         | No |
|  | AL |              |      |         |       |          |             |    |
|  | AM |              |      |         |       |          |             |    |
|  | AN |              |      |         |       |          |             |    |
|  | AO |              |      |         |       |          |             |    |
|  | AP |              |      |         |       |          |             |    |

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

|     |    |  |
|-----|----|--|
| 2B. | AR | Foreign communication from a related counterpart application dated April 12, 2005. |
|     | AS |  |
|     | AT |  |

EXAMINER

DATE CONSIDERED

2B Bates

10/28/05

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